



MITCHELL E. DANIELS, Jr., Governor
STATE OF INDIANA

DEPARTMENT OF HOMELAND SECURITY JOSEPH E. WAINSCOTT, JR., EXECUTIVE DIRECTOR

*Indiana Department of Homeland Security
Indiana Government Center South
302 West Washington Street
Indianapolis, IN 46204
317-232-3980*

COMMISSION MEETING MINUTES

**Indiana Fire Prevention and
Building Safety Commission**
Government Center South
402 West Washington Street
Indianapolis, Indiana 46204
Conference Room B

December 6, 2011

1. Pursuant to IC 22-12-2-6, the Indiana Fire Prevention and Building Safety Commission's regular monthly meeting was opened by Chairman David Hannum at 9:10 a.m. on December 6, 2011.

- (a) Commissioners present at the Commission meeting:

Michael Christoffersen
Tom Cloud
Michael Corey
Kevin Goeden, representing the Commissioner, Department of Labor
David Hannum, Chairman
John Hawkins
Matt Mitchell
Ted Ogle, Vice-Chairman

Commissioners not present at the Commission meeting:

Diana M. H. Brenner
Ron Brown
Todd Hite, representing the Commissioner, Department of Health

- (b) The following departmental and support staff were present during the meeting:

Legal and Code Services:

Mara Snyder, Director, Legal and Code Services
Shelly Wakefield, Manager, Code Technical Development
Cecilia Ernestes-Boxell, Code Specialist
Denise Fitzpatrick, Code Specialist
John Haines, Code Specialist
John Hibner, Code Specialist
Beth Sutor, Commission Secretary

- (c) James Schmidt, Deputy Attorney General, and Gary Bippus, Administrative Law Judge, were present.

2. Old Business.

Chairman Hannum called for any corrections or a motion to approve the minutes of the November 2, 2011 meeting as distributed. A motion to approve the minutes was made by Commissioner Cloud, and seconded by Commissioner Corey. It was voted upon and carried. The Chairman called for any corrections or a motion to approve the minutes for the special meeting held November 23, 2011. Commissioner Corey moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

3. Third Party Inspections – Lonnie Lagle, Fire and Building Code Enforcement

PFS Corporation
1507 Matt Pass
Cottage Grove, WI 53527

Resources Applications Designs & Controls, Inc.
3220 E. 59th Street
Long Beach, CA 90805

Lonnie Lagle, Fire and Building Code Enforcement, advised the Commission that the applicants were in good standing and recommended approval. Commissioner Christoffersen moved to approve for a period of one year, with the second by Commissioner Mitchell. It was voted upon and carried.

4. Variances.

Tabled Variances.

The proponent for variances: 11-09-10 Bonn Building, Fishers; 11-10-10(a)(b) INDOT Albany Propane Fueling Station, Albany (until April 2012); 11-10-29 Lilly K362 Development Lab Building, Indianapolis; 11-11-33 New Eden Care Center, Topeka; each requested that their applications be tabled. Commissioner Corey moved to table, with the second by Commissioner Mitchell. It was voted upon and carried. Variance 11-09-35(a)(b) Geist Chapel, Fishers, had submitted their plans for additional exiting as requested, and the specification sheets for the inter-connected wireless smoke detectors. Commissioner Christoffersen moved to approve, with the second by Commissioner Ogle. It was voted upon and carried. A motion to approve variance 11-10-4, Ivy Tech Fall Creek Expansion, Indianapolis, was made by Commissioner Christoffersen and seconded by Commissioner Ogle. Commissioner Corey asked if the specialized tool required for inspections were to be provided. Commissioner Christoffersen amended his motion to add the condition that the tool must be provided. Commissioner Ogle agreed to the amendment. It was voted upon and carried. Variance 11-10-14(a)(b)(c) Masjid-E-Noor, Indianapolis was represented by Tim Callas, J&T Consulting. The building, built in the late 1970's, had been used for high pile storage. It is now used for storing boxes of noncombustible items for an electrical business. Variance (a) was to omit sprinklers, (b) was to allow the building to be over area for an A-3 occupancy, and (c) was to omit the separation between the prayer area and the rest of the building as a warehouse. Commissioner Hawkins was concerned about the change of use to an A-3 due to a religious observance, feeling it to be more of an accessory use area. It was stated that the room was a sub-lease and the occupants do not work for the owner. Discussion was held concerning the addition of a door in the north wall directly to the outside, limiting the use to daily prayer only, and the possibility of dividing the room in half to reduce the space used. Mr. Callas asked that the variances be tabled to allow him to talk to the owners. Commissioner Ogle moved to table, with the second by Commissioner Corey. It was voted upon and carried with one nay.

5. Breaking and reconvening. Chairman Hannum recessed the Commission at 10:35 am for a short break. He then reconvened the meeting at 10:57 am.

Variance 11-11-17(a)(b) Forest Hills of Brown County, Gnaw Bone, was represented by Tim Callas, J& T Consulting. The variances had previously tabled due to the lack of a letter from the local building official, and were now complete. Variance (a) was to allow a path of travel exceeding the distance allowed by code in buildings D and E. The buildings have a 13R sprinkler system. Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried. Variance (b) was to allow buildings D and E to have an exterior stair with a twenty minute rated door, rather than the sixty minute required by code. The doors have a smoke seal. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Ogle. It was voted upon and failed to carry. Commissioner Hawkins moved to deny, with the second by Commissioner Mitchell. It was voted upon and carried with one nay. Variance 11-11-19 Coal Pizza, Indianapolis, was represented by Tim Callas and Tom Nipp, J&T Consulting. A revised plan showing a customized hood/fan unit to be built for them was submitted. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried. Variance 11-12-29 22 Dorman Avenue, Greendale, was represented by Chris Harmeyer, Hrezo Engineering. Also present was Harvinder Gill, owner. The building had originally been a school. It was turned into a multi-family building, then reduced to a two-family dwelling. The current owner would like to bring it back to an R2, Class 1 structure, omitting the sprinkler system. The cost to fix the issues had escalated severely, and the sprinkler system would be \$27, 500. Each apartment would have 2 exits and smoke alarms, and the basement apartment will get fully compliant egress windows. The sprinkler contractor felt the 1½ inch line should be sufficient for a 13R system since the pressure is high in the area. Commissioner Christoffersen stated he would like the false ceilings be removed, exposing the 12 foot ceilings and two layers of 5/8" drywall over the plaster. Following discussion of costs involved, Commissioner Ogle moved to table with the second by Commissioner Christoffersen. It was voted upon and carried.

Regular Variances.

Chairman Hannum called for any abstentions or variances to be called out for individual discussion. Commissioner Mitchell abstained from 11-12-8 Family Praise Center, Noblesville, and Commissioner Corey abstained from 11-12-24 Eastside Jr/Sr High School Renovation, Butler. Commissioner Corey called out 11-12-10 ISU Scott College of Business, Terre Haute, and moved to approve if the specialized tool required for inspection was provided. Commissioner Christoffersen made the second. It was voted upon and carried. Variance 11-12-4 Ferenczy Condominium Windows, Bloomington had requested to be tabled. Commissioner Corey moved to table, with the second by Commissioner Ogle. It was voted upon and carried. 11-12-8 Family Praise Center, Noblesville requested to be tabled. Commissioner Corey moved to table, with the second by Commissioner Ogle. It was voted upon and carried. Chairman Hannum then called for a motion for the remaining "A" and "B" variances. Commissioner Corey moved to approve the remaining "A" and "B" variances, with the second made by Commissioner Ogle. It was voted upon and carried. Variance 11-12-7 Jimmie John's Sandwich Shop, Franklin, had been withdrawn.

The following variances were approved as submitted:

- (1) 11-12-1 3200 John Hinkle Place Windows, Bloomington
- (2) 11-12-2 1711 N. Lincoln Windows, Bloomington
- (3) 11-12-3 1720 N. Lincoln Windows, Bloomington
- (4) 11-12-6 1212 College Mall Road Windows, Bloomington
- (5) 11-12-11 3496-3498 S. Oaklawn Circle Windows, Bloomington
- (6) 11-12-13 409-413 E. 19th Street Windows, Bloomington
- (7) 11-12-16 Goshen CSO Detention Facility, Goshen
- (8) 11-12-24 Eastside Jr/Sr High School Renovation, Butler
- (9) 11-12-26 Indianapolis EMS Trailer Relocation, Indianapolis
- (10) 11-12-27(b) Flying Frog Bed & Breakfast, Franklin
- (11) 11-12-28 St. Joseph Church Conversion, Indianapolis
- (12) 11-12-29 Lilly C41B Fermentation Addition, Clinton
- (13) 11-12-33(a)(b) Roncalli High School Athletic Building Addition, Indianapolis
- (14) 11-12-36 Amity Fire Station, Franklin
- (15) 11-12-37 Bargersville Fire Station #206, Bargersville
- (16) 11-12-43 Skjodt-Barrett Foods, Lebanon
- (17) 11-12-44 IU Arnett Hospital, Lafayette

The following variances were heard separately:

- (18) 11-12-5 Arbuckle Acres Park Water System Improvements New WTP No. 1, Brownsburg

Christina Collester, RTM Consultants, spoke as proponent. The request was to omit sprinklers in the chemical process rooms. The chemicals stored in these H3 and H4 rooms are noncombustible. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried.

- (19) 11-12-9 Hammond Academy of Science and Technology, Hammond

Robert Schultz, Schindler Elevator, spoke as proponent. An air conditioning unit had been located above the elevator, contrary to code. The request is to allow the unit to remain in place. A drip pan would be installed to collect any water from the condensation tank. Following discussion of access for maintenance, Commissioner Corey moved to approve, with the second by Commissioner Ogle. It was voted upon and carried.

- (20) 11-12-10 Indiana State University Scott College of Business, Terre Haute

Steve McGrew, Otis Elevator, spoke as proponent. The request was to allow a Gen2 elevator to be installed with noncompliant belts. Commissioner Corey moved to approve with the condition that the specialized tools needed to inspect the belts would be provided. Commissioner Mitchell made the second. It was voted upon and carried.

- (21) 11-12-12 Annie's Pizza Queen Banquet Hall, Muncie

Carl Barber, son of the owner, spoke as proponent. A 1978 building, with block construction and a metal truss roof, was being converted to a banquet hall / restaurant for 150 people. It had previously served as a meat market and a flea market. The request was to omit sprinklers in the 4,500 square foot building. Following a discussion of possible costs and requirements, he was advised to have a Chapter 34 evaluation run on the building and re-evaluate his options. Commissioner Christoffersen moved to table, with the second by Commissioner Corey. It was voted upon and carried.

- (22) 11-12-14 Lighthouse Recovery Center, Washington

Joshua Palmer, Myszak+Palmer Architects, spoke as proponent. Using record drawings supplied by the City of Washington Water Department, the project had been designed for a 6" water line. The lines actually dropped to a 3 inch main to the building, and a sprinkler system required a 4 inch main. The request was to omit the sprinkler system. The proponent will fire rate all floor systems and roof trusses. There are 3 rotating employees on site daily 24/7, and the patients, permitted to come and go at will, are capable of self-preservation. Following discussion of a possible 13D sprinkler system, Commissioner Ogle moved to table, with the second by Commissioner Hawkins. It was voted upon and carried.

- (23) 11-12-48 Tent W1, Indianapolis

Todd Barnes, Populus, spoke as proponent. The request was to be allowed to install a tent on the Holiday Inn Express parking lot within 18 inches of the property line. The tent will be used by the NFL staff for a Super Bowl checkpoint location for media and not for public assembly. Lonnie Lagle, Fire and Building Code Enforcement, noted that the NFL had leased the entire hotel and the public would not be present.

Commissioner Mitchell moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

6. **Breaking and reconvening.** Chairman Hannum recessed the Commission at 10:45 a.m. He then reconvened the meeting, calling it back to order at 10:52a.m.

- (24) 11-12-15 Rauch Inc. Hawthorn Glen Clubhouse, Charlestown

Larry Timperman, Michell Timperman Ritz Architects, spoke as proponent. The staff review had rated the variance as "No variance required". Mara Snyder, Director, Legal and Code Services, explained that the kitchen was used for warming and not regular cooking. The Type I hood would not, then, be required. Commissioner Christoffersen moved that no variance was required, with the second by Commissioner Ogle. It was voted upon and carried.

- (25) 11-12-17 The Sports Zone, Indianapolis

Jason Courtney and Damon Daniels, owners, spoke as proponents. When purchased, the existing building had been designed with an open concept, and some of the strobes had been installed too low. Due to this openness, the alarms were visible to the assembly areas. Steve Jones, Pike Township Fire Department, addressed the Commission, stating the department had no objections to the variance. Commissioner Mitchell moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (26) 11-12-18 Garcia Construction Group New Corporate Headquarters, Indianapolis

The proponent was unable to be present. Commissioner Ogle moved to table, with the second by Commissioner Christoffersen. It was voted upon and carried.

- (27) 11-12-19 Indiana Convention Center, Indianapolis

- (28) 11-12-20 Lucas Oil Stadium, Indianapolis

Christina Colleston, RTM Consultants, spoke as proponent. The voice notification system was not automatically activated at the time of an alarm. A time delay had been permitted to allow security to investigate in order to verify a fire exists. A second alarm would override the delay and an evacuation would be begun. The request was to extend the delay from three minutes to five minutes, and to omit the override. Following discussion, Commissioner Ogle moved to approve both variances, with the second by Commissioner Corey. It was voted upon and carried.

- (29) 11-12-21(a)(b) Applied Behavior Center for Autism, Greenwood

The proponent was unable to be present. Commissioner Ogle moved to table, with the second by Commissioner Christoffersen. It was voted upon and carried.

discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Ogle. It was voted upon and carried.

(35) 11-12-31 Aristocrat Tavern and Restaurant, Indianapolis

Tim Callas, J&T Consulting, spoke as proponent. A Broad Ripple building, housing a restaurant since the 1930's, suffered an electrical fire, and has had to rebuild. The request was to omit the sprinkler system. The dining area will have improved egress, hallways and corridors will be 1-hour passageways with rated and smoke sealed doors, the kitchen hood will be Type I, a monitored alarm shall be installed, and all HVAC units will be equipped with smoke detection systems which will trigger a system shut down. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Ogle. It was voted upon and carried.

(36) 11-12-32 The Hinge, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. A 4-story, multi-use building of Type VA construction will offer studio, 1 bedroom and 2 bedroom units. The request was to provide a studio and a 1 bedroom unit as Type A, and all others to be Type B. This exceeds the federal Fair Housing Act requirements. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

(37) 11-12-34 Twenty Tap Sidewalk Café and Awning, Indianapolis

(38) 11-12-35 Sam's Gyros Sidewalk Café and Awning, Indianapolis

Alan Blunk, architect, spoke as proponent. As part of a façade improvement project, an awning of fire-resistant material was to be installed and extend 8 feet over the sidewalk in lieu of the 3 feet now covered by the current awning, allowing the creation of a café seating area. The request was to omit sprinklers under the canopy because the existing buildings are not sprinklered. Following a discussion of whether outdoor seating should be counted as occupancy load, it was decided that no additional occupant load was created by an exterior space from which they can freely evacuate. Commissioner Christoffersen moved that no variance was required for both, with the second by Commissioner Hawkins. It was voted upon and carried.

(39) 11-12-39 Hendricks Regional Health, Danville

Christina Colleser, RTM Consultants, spoke as proponent. A combination fire and smoke damper system had been installed in the north expansion, a two-story building separated by two-hour walls on either side. The electronically controlled units are now failing in a partially closed or fully closed position, disrupting air flow in patient treatment and sleeping rooms. Since the manufacturer cannot provide a workable solution and the smoke dampers are no longer required for this shaft, the request was to allow the existing fire dampers to be fixed in the open position. The hospital can still pass the FSES for licensing with this repair. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

(40) 11-12-40 The Family Center, Bloomington

Ed Rensink, RTM Consultants, spoke as proponent. A variance had been granted the previous year to allow temporary intermittent assembly use of areas of the building. The request was to allow another year

- (30) 11-12-22 Kirkham Barn, Lafayette

Ed Rensink, RTM Consultants, spoke as proponent. A private barn was to have a change of occupancy to allow it to be used for weddings, receptions, and a farmers market from April to October. The structure does not make a passing score for the Chapter 34 evaluation. The request was to permit an additional 12.9 points under "Fire Safety". There are fire detectors throughout the building, and egress at grade was available on multiple levels. Both levels would not be occupied unless it were by the guests of a single scheduled event. The owner does not have an alcohol license, and no smoking would be allowed. The fire department would have access via a gravel drive running 100 feet from the main road. Following discussion, Commissioner Christoffersen moved to approve with the conditions that detectors with audible and visual signals are to be installed, no smoking is to be allowed, and no flammable wall coverings or finishes were to be allowed. Commissioner Ogle made the second. It was voted upon and carried.

- (31) 11-12-23 Taylor University Science Learning Center, Upland

Doug Trent, RTM Consultants, spoke as proponent. A new science building was to have an elevator installed in the atrium without a fire resistive enclosure. Per NFPA 13, an unenclosed shaft would require a sprinkler in the pit and a heat detector at the top to activate the shunt trip. There is no top to collect the heat. The request was to omit the sprinkler in the pit. Commissioner Christoffersen moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (32) 11-12-25 Julia Carson Government Center Courtroom Renovation, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. An existing building has an area on the first floor which was to be converted from a bar to a courtroom, with a change of occupancy from an A2 to an A3. The building is sprinklered, and the courtroom would have three exits. There is an existing fire alarm system for the seven story building. Following discussion, Commissioner Mitchell moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

- (33) 11-12-27(a)(c) The Flying Frog Bed and Breakfast, Franklin

Mike Koppes, standing in for proponent Ralph Gerdes, and owner Warren Isselhardt, spoke as proponents. In variance (a) the request was to omit a Type I hood over a residential range. There will be no more than eight persons in the inn, and guests will be served breakfast only. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Ogle. It was voted upon and carried. Variance (c) was to request 73 points to allow them to pass the Chapter 34 evaluation. Stairs from the 1900 square foot first floor to the 1900 square foot second floor, and stairs from the basement/crawlspace to the first floor are all unrated. Ductwork connecting the floors are also unrated shafts. Smoke detectors are to be installed in corridors and bedrooms. Egress windows in the bedrooms exceed code requirements. Two guest rooms have a second exit via a metal fire escape. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried.

- (34) 11-12-30 Padua Academy, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. An existing building is to be replaced by an addition to the church in approximately the same location. This will make the exterior openings of the church exceed the area permitted based on the proximity of the buildings to the assumed property line between them. The request was to allow the non-compliance so that the windows of the 1891 church may be retained. The addition was to have metal panel exterior walls and to be sprinklered. Following

discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Ogle. It was voted upon and carried.

(35) 11-12-31 Aristocrat Tavern and Restaurant, Indianapolis

Tim Callas, J&T Consulting, spoke as proponent. A Broad Ripple building, housing a restaurant since the 1930's, suffered an electrical fire, and has had to rebuild. The request was to omit the sprinkler system. The dining area will have improved egress, hallways and corridors will be 1-hour passageways with rated and smoke sealed doors, the kitchen hood will be Type I, a monitored alarm shall be installed, and all HVAC units will be equipped with smoke detection systems which will trigger a system shut down. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Ogle. It was voted upon and carried.

(36) 11-12-32 The Hinge, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. A 4-story, multi-use building of Type VA construction will offer studio, 1 bedroom and 2 bedroom units. The request was to provide a studio and a 1 bedroom unit as Type A, and all others to be Type B. This exceeds the federal Fair Housing Act requirements. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

(37) 11-12-34 Twenty Tap Sidewalk Café and Awning, Indianapolis

(38) 11-12-35 Sam's Gyros Sidewalk Café and Awning, Indianapolis

Alan Blunk, architect, spoke as proponent. As part of a façade improvement project, an awning of fire-resistant material was to be installed and extend 8 feet over the sidewalk in lieu of the 3 feet now covered by the current awning, allowing the creation of a café seating area. The request was to omit sprinklers under the canopy because the existing buildings are not sprinklered. Following a discussion of whether outdoor seating should be counted as occupancy load, it was decided that no additional occupant load was created by an exterior space from which they can freely evacuate. Commissioner Christoffersen moved that no variance was required for both, with the second by Commissioner Hawkins. It was voted upon and carried.

(39) 11-12-39 Hendricks Regional Health, Danville

Christina Collester, RTM Consultants, spoke as proponent. A combination fire and smoke damper system had been installed in the north expansion, a two-story building separated by two-hour walls on either side. The electronically controlled units are now failing in a partially closed or fully closed position, disrupting air flow in patient treatment and sleeping rooms. Since the manufacturer cannot provide a workable solution and the smoke dampers are no longer required for this shaft, the request was to allow the existing fire dampers to be fixed in the open position. The hospital can still pass the FSES for licensing with this repair. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

(40) 11-12-40 The Family Center, Bloomington

Ed Rensink, RTM Consultants, spoke as proponent. A variance had been granted the previous year to allow temporary intermittent assembly use of areas of the building. The request was to allow another year

of the temporary uses and to increase the space from 8,000 square feet to 18,000 square feet. They also wished to increase the occupant load to 1,800, with a fire watch for events over 300. The space will be defined by metal stud and gypsum board construction. A fire alarm system and strobes were to be added, as well as an additional exit. The building is sprinklered. Jim Gerstbauer, Monroe County Building Commissioner, advised the Commission that he had worked with the owners and would not object to the variance if the fire department connection and PIV were completed. Commissioner Mitchell moved to approve with the condition that the fire department connection and PIV were completed by January 15, 2012. Commissioner Ogle made the second. It was voted upon and carried.

7. **Breaking and reconvening.** Chairman Hannum recessed the Commission for lunch at 12:05 p.m. He then reconvened the meeting, calling it back to order at 1:00 p.m.

(41) 11-12-41 AgVenture D&M Inc Addition, Kentland

Christina Colleter, RTM Consultants, spoke as proponent. The seed company had torn down the original warehouse and had filed to build a new building. Plan Review had determined they were dealing with grain and declared them to be an S1. Fire testing had been done by Factory Mutual on seed bags containing seed corn and soybeans respectively. It was found that after the seed bag had ignited and burned enough to create an opening, the corn and/or soybeans would fall out and self-extinguish the flames due to their moisture content. They had then stated that sprinklers were not necessary. The request was to classify the warehouse addition as an S2 and omit sprinklers. Following discussion, Commissioner Christoffersen moved to approve based on the documentation presented. The second was made by Commissioner Corey. It was voted upon and carried.

(42) 11-12-42 Aboite Elementary School, Ft. Wayne

Dennis Bradshaw, FP&C Consultants, spoke as proponent. The existing school building has spaces which house mechanical air handling equipment and duct work that are not sprinklered. When constructed in 1995, the spaces were believed to be noncombustible concealed spaces and not sprinklered. They were recently cited for these spaces by state inspectors who identified one of these areas as part of the second floor and the others as attics, and were to be sprinklered. The construction of these spaces was noncombustible construction, and these spaces were also designed as plenums for make-up air. All materials within the plenums are rated for maximum 25 flame spread and 50 smoke development. The request was to omit sprinklers in these areas. Access for one room is via a stairway, and this room was sprinklered. However, it opens onto the plenum. Following a lengthy discussion, Commissioner Ogle moved to table to allow the proponent to discuss options with the owner. The second was made by Commissioner Hawkins. It was voted upon and carried.

(43) 11-12-45(a)(b)(c)(d)(e)(f)(g) Comlux Completion USA Hangar 5, Indianapolis

Christina Colleter, RTM Consultants, spoke as proponent. The hangar had suffered a fire, and the variances were to allow them to rebuild without meeting current code for the entire building. New construction would meet current code, while old construction would comply with Chapter 34. Staff had stated they were uncomfortable with giving a variance for an entire code chapter. Following discussion, Commissioner Christoffersen moved to table all to allow the proponent to modify the applications. Commissioner Ogle made the second. It was voted upon and carried.

(44) 11-12-46 Chadwick Building, Indianapolis

Scott Jeske spoke as proponent. The request was to allow a temporary change of occupancy for a machine shop to an assembly occupancy without complying with code. The building was to be used in conjunction with tents for a Super Bowl event, with the tents being the main area of entertainment. The overhead doors will remain open, offering 21 feet of unobstructed exiting. There will be no cooking done in the kitchen as all food will be catered. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried.

(45) 11-12-47 Faith Lutheran Church, Avon

John Post, Pastor of Faith Lutheran Church, spoke as proponent. The church is currently leasing space in an office building for their services, and the request was to not sprinkle the A-3 occupancy area. The building has fire alarms and detectors, and exit lights. However, not all exits are handicapped accessible. A letter from the local fire official had been submitted, and contained requested conditions if approved. These were to 1) Provide exit signs above both interior doors and remove signs from above the exterior doors from the space. 2) Make sure both doors swing in the direction of travel. 3) Provide code compliant hardware on both interior doors or remove the doors. 4) Provide emergency egress illumination from the space through the point of exit discharge. Commissioner Corey moved to approve with the conditions in the fire official letter. Commissioner Ogle made the second. It was voted upon and carried.

(46) 11-12-49 St. Elmo's Georgia Street Bar, Indianapolis

Gary Sisson, Sisson contractors spoke as proponent. The request was to allow a temporary change of occupancy for a Super Bowl event. The restaurant would be setting up a shrimp bar just outside the Georgia Street exit ramp from the parking garage for ten days. The garage will continue to be used except for the Georgia Street exit. Following discussion, Commissioner Mitchell moved to approve, with the second by Commissioner Ogle. It was voted upon and carried.

8. Discussion of memo, dated December 1, 2011, concerning impact of new balconies on existing buildings with respect to sprinkler system requirements

Mara Snyder, Director, Legal and Code Services, presented a memo to the members of the Commission. She felt it addressed the issue discussed at the last meeting. The proposal was limited to unsprinklered R2 occupancy, with a balcony added. Commissioner Christoffersen stated he would like to see it moved forward into a non-rule policy.

9. Discussion and Possible Commission Action

Salamonia Community Center
Administrative Cause No. 10-32
Order – Fire and Building Code Enforcement
Notice of Nonfinal Order of Administrative Law Judge

Dairyland Seed Shop
Administrative Cause No. 11-32
Condition of CDR
Nonfinal Order of Dismissal

Water Dance Apartments
Administrative Cause No. 11-29
Order – Fire and Building Code Enforcement
Nonfinal Order of Dismissal

Blu Martini
Administrative Cause No. 11-40
Order – Indianapolis Fire Department
Nonfinal Order of Dismissal

Commissioner Hawkins moved to affirm the Notice of Nonfinal Order of the Administrative Law Judge. Commissioner Christoffersen made the second. It was voted upon and carried.

Commissioner Corey moved to approve the Nonfinal Orders of Dismissal, with the second by Commissioner Mitchell. It was voted upon and carried.

10. Discussion and Possible Commission Action – Appeals

Rick's Café and Boatyard
Order – Fire and Building Code Enforcement

AgVenture D&M Warehouse
Condition of CDR

ALH Building Systems
Order – Fire and Building Code Enforcement

Jimmy's Place
Order – Fire and Building Code Enforcement

Applied Behavior Center for Autism
Order – White River Fire Department

L&M Visions
Order – Fire and Building Code Enforcement

All appeals were timely filed. Commissioner Hawkins moved to grant all of the appeals, with the second by Commissioner Christoffersen. It was voted upon and carried.

16. Comments

Mara Snyder, Director, Legal and Code Services, noted that LSA Doc #11-84, the Residential Code, was in the Attorney General's office for review. The State Budget Agency review for the Plumbing Code should begin this week. She also noted that the February meeting of the Fire Prevention and Building Safety Commission would change location, moving to Conference Center Room 17. State Fire Marshal Greeson had requested two additional Commission meetings in January for Super Bowl items. He had requested the 17th and the 27th, and had asked that the Commissioners check their calendars to see if they are available.

17. Adjournment.

Chairman Hannum called for further business, and upon hearing none, adjourned the meeting at 2:26 p.m.

APPROVED _____

David Hannum, Chairman